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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THE NEW YORK TIMES COMPANY, NICHOLAS
CONFESSORE, and GABRIEL DANCE,

Plaintiffs,

-v-

FEDERAL COMMUNICATIONS COMMISSION,

Defendant.

18 Civ. 8607 (LGS)

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the accompanying Memorandum of Law in Support of Defendant Federal Communications Commission's ("FCC") Motion for Summary Judgment, the Declaration of Erik Scheibert dated March 14, 2019, and the exhibits annexed thereto, defendant FCC, by its attorney, Geoffrey S. Berman, United States Attorney for the Southern District of New York, hereby moves this Court for an order pursuant to Federal Rule of Civil Procedure 56(a) directing summary judgment in favor of FCC.

PLEASE TAKE FURTHER NOTICE that, pursuant to the Court's endorsed order dated March 14, 2019 [ECF. No. 21], Plaintiffs' opposition and cross-motion for summary judgment is due on or before April 11, 2019, FCC's opposition to Plaintiffs' cross-motion and its reply in further support of its summary judgment motion is due on or before May 2, 2019, and Plaintiffs'

reply in further support of their cross-motion for summary judgment is due on or before May 22, 2019.

Dated: March 14, 2019
New York, New York

Respectfully submitted,

GEOFFREY S. BERMAN
United States Attorney for the
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